

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte STEVEN B. ADLER, NIGEL HOWARD JULIAN BROWN,  
ARTHUR M. GILBERT, CHARLES CAMPBELL PALMER,  
MICHAEL SCHNYDER, and MICHAEL WAIDNER

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Appeal No. 2007-3754  
Application 09/884,296

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Remand to the Examiner

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This application was electronically received in at the Board of Patent Appeals and Interferences (BPAI) on June 16, 2007. A Docketing Notice was mailed and Appeal Number 2007-3754 was assigned on July 30, 2007.


A review of the application has revealed that a new Information Disclosure Statement (IDS) was scanned into the electronic file and available for viewing by the Board of Patent Appeals and Interferences on October 30, 2007. It is not apparent from the record that the examiner has considered the statement submitted nor notified applicant of why the submission did not meet the criteria set forth in 37 CFR §§ 1.97 and 1.98.

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Accordingly, the application is remanded to the examiner for consideration of this  
IDS and for such further action as may be appropriate.

BOARD OF PATENT APPEALS  
AND INTERFERENCES

By:

  
Dale M. Shaw  
Chief Appeals Administrator  
(571) 272-9797

DMS/ewh

IBM Corp. (WIP)  
c/o Walder Intellectual Property Law, P.C.  
P.O. Box 832745  
Richardson, TX 75083